

TAB A

MAJOR PROVISIONS

-- ESTABLISHES a 10-year reauthorization cycle for most Federal programs with authorization deadline dates for some areas set in the bill (Section 101 (a));

-- REQUIRES termination of funding of any program subject to Sunset review that is not specifically reauthorized before its expiration date (101 (c) (2) (B) (3));

-- LIMITS the authorization of any program to no more than 10 years (101 (c) (1));

-- REQUIRES committees of both Houses which report authorization bills for a fiscal year beginning after the next reauthorization date applicable to such program to file a "Reauthorization Review" which would recommend "whether the program or the law affecting such program should be continued without change, continued with modifications, or terminated ..." (Section 102(a));

-- EXEMPTS from the funding termination requirement certain retirement -- including CIARDS (Section 103(a) (6) (E)) -- and disability programs, medicare, civil rights programs, some veterans programs, and interest on the national debt;

-- REQUIRES the GAO and the Congressional Budget Office to prepare an inventory of Federal programs, subject to Congressional review (Sections 201(a), 201(d), 204);

-- REQUIRES GAO to issue a revised inventory after consultation with Congress, and to revise the inventory after each session of Congress (Section 205);

-- GRANTS all committees of both Houses the authority to conduct "a comprehensive reexamination of selected programs or groups of programs over which it has jurisdiction" (Section 301(a)) and REQUIRES the committees to prepare and print a reexamination report (Section 302(c));

-- REQUIRES each department and agency responsible for administering a program selected for comprehensive reexamination to submit a report with OMB setting forth its "findings, recommendations, and justifications with

respect to each matter set forth in Section 302(d) which include the objectives of the program and assessment of whether they have been met, an identification of programs with conflicting or overlapping objectives, an assessment of alternatives to the programs and a study of the regulatory, privacy and paperwork impacts of the program (Section 303);

-- ESTABLISHES a 15-member, independent Citizens' Commission on the Organization and Operation of Government having subpoena power (Section 405(a)) to conduct "a nonpartisan study and investigation of the organization and methods of operation of all departments, agencies, independent instrumentalities, and authorities of the executive branch of the government..." (emphasis added; Section 401, 403(a));

-- PROVIDES for extension of the Sunset concept to regulatory agencies and CALLS for the President to submit legislative plans to reform those agencies (Title V);

-- REQUIRES the President to submit to Congress a report (card) on the management of the Executive Branch ranking and rating -- within each Executive Branch, department and independent establishment -- programs as "excellent", "adequate", or "unsatisfactory" (Section 601 (a), (b));\*

-- PROVIDES for the protection from unauthorized public disclosure of sources and methods and classified information (Section 702 for S. 2; Section 802 for H.R. 2); note the additional reference to S. Res. 400 in S. 2 (Section 702)).

\* It is to be noted that it is in Title VI that a definition of "program" appears. While it does attempt an intelligence exemption, such an exemption is limited only to Title VI.

TAB B

AGENCY IMPACT - INITIAL THOUGHTS

-- There is no doubt that there is an intent to include CIA and other Intelligence Community entities under Sunset:

-- definition of "agency" (page 3)  
includes CIA;

-- intelligence exemption under "program"  
definition limited to Title VI:

-- only CIARDS specifically referred to  
as being exempt from Sunset concept.

-- Sunset appears to represent a degree of micromanagement unacceptable from an intelligence viewpoint;

-- Relief should be sought by excluding CIA from definition of Agency and by including a definition of "program" applicable to the Act as a whole which would exclude intelligence activities across the board.